

KONRAD RAYNES & VICTOR, LLP*315 S. Beverly Drive, Suite 210
Beverly Hills, California 90212**Telephone: (310) 556-7983
Facsimile: (310) 556-7984***FAX COVER SHEET**

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**PLEASE DELIVER THIS FACSIMILE
TO EXAMINER THOMAS K. PHAM**

TO: Commissioner for Patents
Attn: Examiner Thomas K. Pham
Group Art Unit 2121
Patent Examining Corps
Facsimile Center
Washington, D.C. 20231

FROM: David W. Victor

OUR REF: 0018.0082
TELEPHONE: 310-556-7983

Total pages, including cover letter: 24

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Title of Document Transmitted: TRANSMITTAL OF AMENDMENT (+COPY OF SAME); AMENDMENT; REPLACEMENT SHEET

Applicant: B.G. Goodman
Serial No.: 09/755,832
Filed: January 5, 2001
Group Art Unit: 2121
Docket No.: TUC920000050US1

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on September 24, 2004

By:
Name: David W. Victor

FORM PTO-1083

PATENT
TUC9200000500US1
0018.0082IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Examiner: Thomas K. Pham
 B.G. Goodman)
 Serial No.: 09/755,832)
 Filed: January 5, 2001) Art Unit: 2121
 For: AUTOMATIC FIRMWARE UPDATE OF)
 PROCESSOR NODES)



Sir:

Transmitted herewith in the above-identified application is an:

- Amendment 20 pages.
 Replacement Sheet for sheet no. 3/4
 No additional fee is required.

The fee has been calculated as shown below:

| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NO PREVIOUSLY PAID FOR | PRESENT EXTRA RATE | ADDIT. FEE OR | ADDIT. RATE | ADDIT. FEE |
|--|---|--------------------------------------|-----------------------|---------------------|----------------|---------------|
| TOTAL | 36 | MINUS 36 | = 0 | x \$0 | OR | x 18 \$0 |
| INDEP CLAIMS | 3 | MINUS 3 | = 0 | x \$0 | OR | x 86 \$0 |
| <u>FIRST PRESENTATION OF MULTIPLE DEP. CLAIM</u> | | | | | | + 290 \$ |
| | | | | TOTAL \$0 | OR | TOTAL \$ -0 |

- Please charge Deposit Account No. 09-0449 the amount of \$____ to cover the extension fee and also the amount of \$____ to cover the claim fee. A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0449. A duplicate of this sheet is enclosed.

- Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
 Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

David W. Victor
 Registration No. 39,867
 KONRAD RAYNES & VICTOR, LLP
 315 S. Beverly Drive, Suite 210
 Beverly Hills, CA 90212
 (310) 556-7983 (voice)
 (310) 556-7984 (fax)

Dated: September 24, 2004

CERTIFICATE UNDER 37 CFR 1.8:
 I hereby certify that this correspondence is being transmitted by facsimile to Thomas K. Pham of the U.S. Patent and Trademark Office at 703-872-9306 on September 24, 2004.

David W. Victor

9/24/04
Date

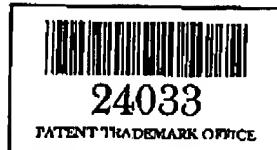
FORM PTO-1083

PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-------------|--|-----------------|-----------------|
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| Serial No.: | 09/755,832 | Group Art Unit: | 2121 |
| Filed: | January 5, 2001 | Docket No.: | TUC920000050US1 |
| TITLE: | AUTOMATIC FIRMWARE UPDATE OF PROCESSOR NODES | | |

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David W. Victor

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This amendment is submitted in response to the first office action dated June 24, 2004 ("Office Action"). The Examiner rejected the claims as obvious (35 U.S.C. §103) over cited art. Applicants amended certain claims and traverse the rejections with respect to the claims, including amended claims. Applicants submit that all pending claims 1-36 are patentable over the cited art for the reasons discussed herein.

Amendments to the Specification begin on page 2..

Amendments to the Claims are reflected in the listing of claims which begins on page 1.

Amendments to the drawings are described on page 11 of this paper and include an attached replacement sheet.

Remarks/Arguments begin on page 12.